

Senate File 481

H-8321

1 Amend Senate File 481, as amended, passed, and reprinted by  
2 the Senate, as follows:

3 1. Page 7, after line 18 by inserting:

4 <Sec. \_\_\_\_\_. NEW SECTION. 825.12 Local enforcement of federal  
5 immigration law.

6 1. Notwithstanding any other provision of this chapter,  
7 a county, a city, or any agency or employee thereof shall  
8 engage in an action to enforce federal immigration law  
9 only if, pursuant to statute, regulation, or memorandum of  
10 understanding, all of the following conditions have been met:

11 a. A federal agency has agreed to fully reimburse a county  
12 or city for any expenditures, including legal costs, incurred  
13 through enforcement of federal immigration law by the county  
14 or city.

15 b. A federal agency has agreed to defend a county or city in  
16 the event of any legal action taken against the county or city  
17 as a result of enforcement of any federal immigration law, and  
18 to fully indemnify the county or city for any liability imposed  
19 in the course of such a legal action.

20 2. Subsection 1 does not apply to an action by a county, a  
21 city, or any agency or employee thereof to comply with a court  
22 order or federal arrest warrant.

23 3. A county or city may submit a claim for reimbursement  
24 of any expenditures, including legal costs, incurred through  
25 enforcement of federal immigration law to the department of  
26 management. The department of management shall adopt rules  
27 pursuant to chapter 17A relating to the reimbursement of  
28 counties and cities pursuant to this section, including but not  
29 limited to rules for all of the following:

30 a. Procedures for submission, verification, and payment of  
31 claims by counties and cities for reimbursement pursuant to  
32 this section.

33 b. Acceptable documentation of expenditures, including legal  
34 costs, incurred through enforcement of federal immigration law.

35 c. Appeal procedures for determinations made by the

1 department pursuant to this section.>

2 2. By renumbering as necessary.

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ISENHART of Dubuque